



DEPARTMENT OF THE NAVY

CRANE DIVISION  
NAVAL SURFACE WARFARE CENTER  
300 HIGHWAY 361  
CRANE INDIANA 47522-5001

IN REPLY REFER TO:

5720

00L/19F15.3

August 14, 2019

SENT VIA EMAIL

Mr. James G. Munisteri  
Foley Gardere LLP  
Houston, TX 77002

SUBJECT: FREEDOM OF INFORMATION ACT REQUEST DON-NAVY-2019-007533

Dear Mr. Munisteri:

This is a final response to your 24 June 2019 FOIA Request in which you requested, "A single copy of all financial reports, milestone reports, invoices and agreements resulting from the NSWC Crane S2MARTS (Strategic Missions Advanced Resilient Trusted Systems) OTA (Other Transaction Authority) awarded February 22, 2019 to National Security Technology Accelerator (NSTXL). This request is limited to general and financial information, not classified technology information." You were assigned local case file number 2019-F-15.

We conducted a thorough search of NSWC Crane's files, specifically those located in the Contract's directorate (002). Knowledgeable personnel who oversee and specialize in contract records conducted an extensive search of their files and determined that there were three responsive records pertaining to this request.

In regards to the Agreement N00164199G0001, and attachments, we have reviewed the documentation and determined that some portions are releasable; those portions are enclosed. However, we have determined that portions of your record request must be withheld or redacted in part or in their entirety under 5 U.S.C. 552(b)(4) and 5 U.S.C. 552(b)(6) of the FOIA.

Redacted in accordance with FOIA regulations are all "trade secrets and commercial or financial information obtained from a person (including a business) [that is] privileged or confidential" under Exemption 4 [5 U.S.C. 552(b)(4)]. For a detailed discussion on "Exemption 4," please visit:

[http://www.justice.gov/oip/foia\\_guide09/exemption4.pdf](http://www.justice.gov/oip/foia_guide09/exemption4.pdf).

Please note that all Exemption 4 redactions have been made by the awardee of the Agreement. The Agency does not review the awardee's redactions for "clearly releasable" FOIA Requests.

In accordance with "Exemption 6" [5 U.S.C. 552(b)(6)], we have taken the liberty, for privacy reasons, to redact the personally identifiable information (PII) of individuals from the record. Pursuant to FOIA subsection (b)(6), the disclosure of information which would cause a clearly unwarrantable invasion of privacy of an individual is protected from disclosure. In reviewing documentation for release, the Agency is required to: (1) determine whether the disclosure of the document would constitute an invasion of privacy, (2) assess if there is a public interest, and (3) weigh the privacy interest against the public interest.

If you disagree with the determination, you may appeal the matter to:

Department of Navy  
Office of General Counsel  
Attn: FOIA Appeals  
1000 Navy Pentagon, Room 5A532  
Washington, DC 20350-1000

Your appeal must be postmarked no later than 90-calendar days from the date of this letter and should include a copy of your initial request, a copy of this letter, and a statement indicating why you believe the search was inadequate. We recommend that your appeal and its envelope both bear the notation "Freedom of Information Act Appeal." In addition, you have the right to seek assistance and/or dispute resolution services from the Department of the Navy FOIA Public Liaison, Mr. Christopher Julka, at [Christopher.a.julka@navy.mil](mailto:Christopher.a.julka@navy.mil) or (703)697-0031. You may also contact the Office of Government Information Services (OGIS) for assistance and/or dispute resolution at [ogis@nara.gov](mailto:ogis@nara.gov) or 1-(877)684-6448. For more information, online, about services provided by OGIS, please visit their website at <https://ogis.archives.gov>.

The total number of pages being released is 51 pages. There is no charge for reproduction costs; and due to processing time the search fees have been waived. The fee for the Contract Specialist, FOIA Coordinator, and Attorney to review your request as a clearly releasable FOIA request is \$110.00. The

Agency notes that you agreed to pay up to \$500.00 for the FOIA Request.

If you have any questions concerning this letter, you may contact Sara Gibson at (812) 854-5297 or by email at sara.gibson@navy.mil.

Sincerely,



SARA A. Gibson  
By direction

Enclosure (1) N00164199G0001 w/ attachments  
(2) Invoice